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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) NO. CR 17-00231-WHA  
Plaintiff, )  
v. ) STIPULATION AND [PROPOSED] ORDER TO  
LIPINE FAAFIU, ) CONTINUE  
Defendant. )  
Court: Hon. William Alsup  
\_\_\_\_\_  
)

IT IS HEREBY STIPULATED, by and between the parties to this action, the United States of America and defendant, Lipine Faafiu, that the status conference in the above-captioned matter, presently scheduled for August 15, 2017 at 2:00 a.m., be continued to September 12, 2017. The reasons for this request are as follow: First, government counsel will be out of the district and unavailable on August 15, 2017. The parties are also continuing to work on a resolution of this matter, and believe that an additional continuance will assist in that. Finally, the defense is continuing to review the discovery that the government provided since the last appearance. Accordingly, the parties jointly request that the

STIPULATION AND [PROPOSED] ORDER TO CONTINUE  
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1 matter be continued to September 12, 2017 at 2:00 p.m.

2 The parties also move for an exclusion of time pursuant to the Speedy Trial Act, 18 U.S.C. §§  
3 3161(h)(7)(A) and (B)(iv) for continuity of counsel and so that defense counsel may have time to further  
4 investigate this matter, and confer with the defendant, taking into account the exercise of due diligence.  
5 The parties hereby stipulate that there is good cause—taking into account the public interest in the  
6 prompt disposition of this case—to exclude the time from August 15, 2017 to September 12, 2017 from  
7 computation under the Speedy Trial Act, and that failing to exclude that time would unreasonably deny  
8 the defendant and his counsel the reasonable time necessary for effective preparation of counsel taking  
9 into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv). The parties further  
10 agree that the ends of justice would be served by excluding the time from August 15, 2017 to September  
11 12, 2017 from computation under the Speedy Trial Act and that the need for the exclusion outweighs the  
12 best interests of the public and the defendant in a speedy trial.

13 IT IS SO STIPULATED.

14  
15 Respectfully submitted,

16 DATED: August 8, 2017

17 BRIAN J. STRETCH  
United States Attorney

18  
19 \_\_\_\_\_/s/  
20 CLAUDIA A. QUIROZ  
21 Assistant United States Attorney

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23 \_\_\_\_\_/s/  
24 JODI LINKER  
25 Attorney for Lipine Faafiu

## **[PROPOSED] ORDER**

Good cause having been shown, the Court HEREBY ORDERS that the period from August 15, 2017 to September 12, 2017 is excluded from the Speedy Trial Act calculations. The Court finds that the ends of justice served by excluding that period from Speedy Trial Act calculations outweighs the interests of the public and the defendant in a speedy trial by allowing for the defense to prepare effectively, and for continuity of defense counsel, in accordance with 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

DATED: August 10, 2017.

  
HONORABLE WILLIAM ALSUP  
United States District Judge

**Attestation of Filer**

In addition to myself, the other signatory to this document is Jodi Linker. I attest that I have her permission to enter a conformed signature on her behalf and to file the document.

DATED: August 8, 2017